



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rafail BRONSTEIN, et al.

Serial No.: 10/649,291

Group No.:

Filed: August 27, 2003

Examiner:

For: DATABASE FUNCTIONS IN A CLOSED LOOP CEPS-PRESS SYSTEM

Attorney Docket No.: U 014768-2

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

REQUEST UNDER 37 CFR 1.8 TO BE ACCORDED MAILING DATE
and
RESUBMISSION OF INFORMATION DISCLOSURE STATEMENT

An Information Disclosure Statement (complete copy attached) for the above-captioned application was mailed to the Commissioner for Patents September 16, 2003, in an envelope that appears to have been delayed but received by October 24, 2003, when the Patent Office cashed checks for other applications in the envelope, such as 09/171,937.

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office

Date: December 8, 2003

Signature

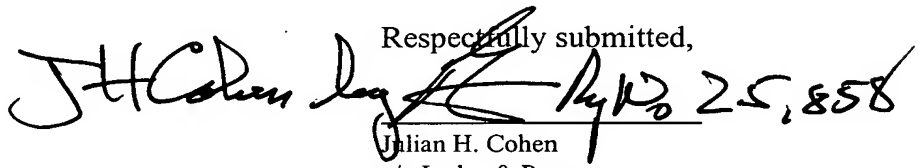
Julian H. Cohen

(type or print name of person certifying)

Despite the apparent receipt of the envelope with the Information Disclosure

Despite the apparent receipt of the envelope with the Information Disclosure Statement, the File Contents History of the above-captioned application as of December 5, 2003, does not indicate the Information Disclosure Statement resubmitted herewith.

Therefore, this is a request under 37 CFR 1.8 to be accorded the mailing date of September 16, 2003, for the Information Disclosure Statement resubmitted herewith.

Respectfully submitted,

Julian H. Cohen
c/o Ladas & Parry
26 West 61st Street
New York, New York
Reg. No. 20302
Tel. No. (212) 708-1887



Practitioner's Docket No. U 014768-2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application
of _____

Inventor(s)

for _____

Title of invention

OR

In re application of: **Rafail BRONSTEIN, et al.**

Serial No.: 10/649,291

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Filed: August 27, 2003

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For: **DATABASE FUNCTIONS IN A CLOSED LOOP CEPS-PRESS SYSTEM**

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
WITHIN THREE MONTHS OF FILING OR
BEFORE MAILING OF FIRST OFFICE ACTION (37 C.F.R. 1.97(b))**

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

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37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

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TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: September 16, 2003

Signature

JULIAN H. COHEN

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

NOTE: 37 C.F.R. 1.98(b):

- (1) *Each U.S. patent listed in an information disclosure statement must be identified by inventor, patent number, and issue date.*
- (2) *Each U.S. patent application published listed in an information disclosure statement shall be identified by applicant, patent application publication number, and publication date.*
- (3) *Each U.S. application listed in an information disclosure statement must be identified by the inventor, application number, and filing date.*
- (4) *Each foreign patent or published foreign patent application listed in an information disclosure statement must be identified by the country or patent office which issued the patent or published the application, an appropriate document number, and the publication date indicated on the patent or published application.*
- (5) *Each publication listed in an information disclosure statement must be identified by publisher, author (if any), title, relevant pages of the publication, date, and place of publication.*

WARNING: *No extension of time can be had under 37 C.F.R. § 1.36 (a) or (b) for filing an IDS. 37 C.F.R. § 1.97(f).*

NOTE: *The "filing date of a national application" under 37 C.F.R. 1.97(b) has two possible meanings. Where the filing is a direct one to the United States Patent & Trademark office, the filing is defined in 37 C.F.R. 1.53(b) as "the date on which: (1) A specification containing a description pursuant to § 1.71 and at least one claim pursuant to § 1.75; and (2) any drawing required by § 1.81(a), are filed in the Patent and Trademark Office in the name of the actual inventor or inventors as required by § 1.41." 37 C.F.R. 1.97(b)(1). On the other hand, an international application that enters the national stage occurs when the applicant has filed the documents and fees required by 35 U.S.C. § 371(c) within the periods set forth in § 1.494 or § 1.495. 35 U.S.C. § 371(c) requires the filing of the following: (1) the national fee; (2) a copy of the international application, unless already sent by the International Bureau, and an English translation if filed in another language; (3) amendments under PCT Article 19, with a translation into English if made in another language; (4) an oath or declaration; and (5) a translation into English of any annexes to the international preliminary examination report, if such annexes were made in another language. 37 C.F.R. 1.97(b)(2).*

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. 1.97(b).

NOTE: *"No certification or fee is due when the filing is made within the above time period. It is advisable to ensure that no Office action has been mailed if the disclosure statement is delayed until after three months from filing."*

NOTE: *"An information disclosure statement will be considered to have been filed on the day it was received in the Office, or on an earlier date of a mailing if accompanied by a properly executed certificate of mailing under 37 C.F.R. 1.8, or Express Mail certificate under 37 C.F.R. 1.10. An office action is mailed on the date indicated in the Office action." Notice of April 20, 1992 (1138 O.G. 37-41, 39).*

NOTE: *"The term 'national application' includes continuing applications (continuations, divisions, continuations-in-part) so three-months will be measured from the actual filing date of an application as opposed [sic] to the effective date of a continuing application." Notice of April 20, 1992 (1138 O.G. 37-41, 39).*

NOTE: "An action on the merits means an action which treats the patentability of the claims in an application, as opposed to only formal or procedural requirements. An action on the merits would, for example, contain a rejection or indication of allowability of a claim or claims rather than just a restriction requirements (37 C.F.R. 1.142) or just a requirement for additional fees to have a claim considered (37 C.F.R. 1.16(d)). Thus, if an application was filed on Jan. 1 and the first Office action on the merits was not mailed until six months later on July 1, the examiner would be required to consider any proper information disclosure statement filed prior to July 1." Notice of April 20, 1992 (1138 O.G. 37-41, 39).

WARNING: "A petition for suspension of action to allow applicant time to submit an information disclosure statement will be denied as failing to present good and sufficient reasons, since 37 C.F.R. 1.97 provides adequate recourse for the timely submission of prior art for consideration by the examiner." Notice of July 6, 1992 (1141 O.G. 63).

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SIGNATURE OF PRACTITIONER

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INFORMATION DISCLOSURE STATEMENT

We draw the attention of the Examiner to the references listed on the attached Form PTO-1449. Copies of the references are not required, because they were already filed in a U.S. application from which an earlier filing date is claimed in this application.

JULIAN COHEN
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Respectfully submitted,


Julian H. Cohen

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

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37 C.F.R. 1.8(a)

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Date: September 16, 2003

Signature
JULIAN H. COHEN

(type or print name of person certifying)

*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

U014768-2

10/649,291

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

APPLICANT

Bronstein et al.

FILING DATE

GROUP

August 27, 2003

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA	4,901,254	2/1990	Dolezalek et al.	364	526	
	AB	4,660,159	4/1987	Ott	364	526	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	AC	0 095 649 B1	12/1983	EP				
	AD	1-218835	9/1989	JP			X	
	AE	62/1987-170346	7/1987	JP			X	

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

	AF	Japanese Laid-Open Publication 1-218835 and English translation. Date of Laid Open Publication September 1, 1989.
	AG	Japanese Laid-Open Publication 62/1987-170346 and English translation. Date of Laid Open Publication July 27, 1987.
	AH	Prospectus "HelioSet - for reliable gravure"; Dr. Ing. R. Hell GmbH, Kiel, Germany, August 1988.
	AI	Prospectus "Software HDP - to rotogravure forms without film"; Dr. Ing. R. Hell GmbH, Kiel, Germany, September 1987.
	AJ	Prospectus "HDP- Synthesis of EDP and gravure"; Dr. Ing. R. Hell GmbH, Kiel, Germany, March 1979.
	AK	Article, "Gravure cylinder engraving systems", The Seybold Report on Publishing Systems, Vol. 18, NO. 5, September 1988, pp. 13-15.
	AL	"NewsPlan - Digiset LS210" prospectus no. 2827794 (3def-s8810) dated October 1988.
	AM	"Digiset LS210 - colored full pages from the laser imager" (3d-o-8906) dated June 1989.
	AN	"IP 100 upgraded" from the magazine Topics from Dr. Ing. R. Hell GmbH, Kiel, Germany, 1989. Issue 15.

EXAMINER

DATE CONSIDERED

EXAMINER:

Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICEINFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

U014768-2

SERIAL NO.

10/649,291

APPLICANT

Rafall BRONSTEIN, et al.

FILING DATE

August 27, 2003

GROUP

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	4 5 2 0 4 5 4	5/1975	Defour et al.	355	75	
	AB	4 7 1 8 7 8 4	6/1988	Drisko	400	68	
	AC	5 0 9 5 3 3 0	3/1992	Nishida et al.	355	75	
	AD	4 5 5 2 1 6 5	11/1985	Luska	137	3	
	AE	4 9 2 4 3 0 1	5/1990	Surbrook	358	75	
	AF	4 3 5 0 9 9 6	9/1982	Rosenfeld	358	75	
	AG	4 4 5 6 9 2 4	6/1994	Rosenfeld	358	75	
	AH	4 8 5 3 7 0 9	8/1989	Stein et al.	358	75	
	AI	4 1 5 0 9 9 1	4/1979	Dillow	96	41	
	AJ	4 9 3 6 2 1 1	6/1990	Pensavecchia et al.	101	136	
	AK	5 1 2 8 8 7 9	7/1992	Greve et al.	364	526	

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	0 4 0 2 0 7 9	12/1990	EPO				
	AM	2 1 6 0 0 5 5	12/1985	GB				
	AN	2 1 2 8 8 4 3	7/1987	UK				
	AO	0 3 0 9 1 9 6	3/1989	EP				
	AP	0 3 4 8 9 0 8	1/1990	EP				

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

AR

AS

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PATENT AND TRADEMARK OFFICE



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Rafail BRONSTEIN

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EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5 8 7 5 2 8 8	2/1999	Bronstein	395	109	
	AB	4 4 9 9 4 8 9	2/1985	Gall et al	358	536	
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	AL	2 0 5 5 0 1 0	3/1984	UK				
	AM	2 1 6 0 0 5 6	12/1985	UK				
	AN	3 8 0 4 9 4 1	2/1988	DE				
	AO	8 9 0 7 5 2 5	8/1989	WIPO				
	AP							

OTHER ART (Including Author, Title, Date, Pertinent Dates, Etc.)

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